

## NOTICES OF PUBLIC INFORMATION

Notices of Public Information contain corrections that agencies wish to make to their notices of rulemaking; miscellaneous rule-making information that does not fit into any other category of notice; and other types of information required by statute to be published in the *Register*. Because of the variety of material that is contained in a Notice of Public Information, the Office of the Secretary of State has not established a specific format for these notices.

### NOTICE OF PUBLIC INFORMATION OFFICE OF THE GOVERNOR

[M09-19]

TO: State Agency Directors and Acting Directors  
FROM: Janice K. Brewer  
Governor  
SUBJECT: Regulatory Review Plan  
DATE: January 22, 2009

In order to ensure that my appointees have the opportunity to review any new or pending rules, I am asking that you immediately take the following steps, subject to the exception process as described in paragraph 9:

1. Send no proposed or final rule to the Secretary of State for the publication in the Arizona Administrative Register.
2. File no notice of proposed rule making with the Secretary of State or begin or continue any activities in preparation for the rule making, including informal rule making activities.
3. With respect to proposed rules that have been sent to the Secretary of State but not published in the Arizona Administrative Register, withdraw them from the Secretary of State.
4. With respect to proposed rules that are final but have not been submitted to the Governor's Regulatory Review Council (GRRC) for approval, postpone filing the rules with GRRC.
5. With respect to proposed rules that have been submitted to the GRRC for approval, postpone filing rules approved by GRRC with the Secretary of State.
6. With respect to proposed rules that are final but have not been submitted to the Attorney General for approval, postpone filing the rules with the Attorney General.
7. With respect to proposed rules that have been submitted to the Attorney General for approval, withdraw the rules from consideration by the Attorney General.
8. Provide the Governor's Office a list and brief summary of each rule making activity within your agency no later than February 16, 2009.
9. Notify the Governor's Office promptly in writing of any rule making activity that, in your view, impacts critical public peace, health and safety functions of the agency or that are needed to address the state budget deficit and therefore should be also excluded from the directives in paragraphs 1-7. The Governor's Office will review any such notifications and determine whether exception is appropriate under the circumstances.

The directives in paragraphs 1-7 shall remain in effect until April 30, 2009.

As used in this memorandum, "rule" has the meaning as defined in A.R.S. § 41-1001(17).

Finally, in the interest of sound regulatory practice and the avoidance of costly, burdensome, or unnecessary rules, independent agencies are encouraged to participate voluntarily within the context of their own rulemaking processes.

This regulatory review will be implemented by the Governor's Office. Communications regarding exceptions to the review, or questions regarding the review generally, should be addressed to Richard bark, Deputy Chief of Staff for Policy at rbark@az.gov.

This memorandum shall be published in the Arizona Administrative Register.

Notices of Public Information

NOTICE OF PUBLIC INFORMATION

DEPARTMENT OF ECONOMIC SECURITY  
SOCIAL SERVICES

[M09-27]

- 1. Name of the agency:** Department of Economic Security  
**2. Title and its heading:** 6, Economic Security  
**Chapter and its heading:** 5, Department of Economic security – Social Services  
**Article and its heading:** 6, Independent Living Program  
**Section numbers:** R6-5-6101, R6-5-6102, R6-5-6103, R6-5-6104, R6-5-6105, R6-5-6106, R6-5-6107, R6-5-6108

**3. The public information relating to the listed Sections:**

This Notice of Public Information is in regards to a Notice of Proposed Rulemaking that was filed and published in the *Arizona Administrative Register* on 14 A.A.R. 4701, December 26, 2008. The Secretary of State file number for this notice is R08-439.

We hereby withdraw this Notice under Governor Memorandum, Regulatory Review Plan, dated January 22, 2009, and published in the 15 A.A.R. 241 (M09-19).

**4. The following public hearings have been canceled due to the withdrawal of the Notice specified in item 3:**

Not applicable

**5. The name, address, and telephone number of agency personnel to whom questions and comment on the Notice of Public Information may be addressed to:**

Name: Beth Broeker  
Address: Department of Economic Security  
1789 W. Jefferson St., Site Code 837A  
Phoenix, AZ 85007  
Telephone: (602) 542-6555  
Fax: (602)542-6000  
E-mail: bbroker@azdes.gov

NOTICE OF PUBLIC INFORMATION

DEPARTMENT OF ECONOMIC SECURITY  
AGING AND ADULT ADMINISTRATION

[M09-28]

- 1. Name of the agency:** Department of Economic Security  
**2. Title and its heading:** 6, Economic Security  
**Chapter and its heading:** 8, Department of Economic security – Aging and Adult Administration  
**Article and its heading:** 2, Adult Protective Services  
**Section numbers:** R6-8-201, R6-8-204, R6-8-205, R6-8-206, R6-8-210

**3. The public information relating to the listed Sections:**

This Notice of Public Information is in regards to a Notice of Supplemental Proposed Rulemaking that was filed and published in the *Arizona Administrative Register* on 14 A.A.R. 3953, October 17, 2008. The Secretary of State file number for this notice is R08-331.

We hereby withdraw this Notice under Governor Memorandum, Regulatory Review Plan, dated January 22, 2009, and published in the 15 A.A.R. 241 (M09-19).

**4. The following public hearings have been canceled due to the withdrawal of the Notice specified in item 3:**

Not applicable

**5. The name, address, and telephone number of agency personnel to whom questions and comment on the Notice of Public Information may be addressed to:**

Name: Beth Broeker  
Address: Department of Economic Security  
1789 W. Jefferson St., Site Code 837A  
Phoenix, AZ 85007  
Telephone: (602) 542-6555  
Fax: (602) 542-6000

Notices of Public Information

E-mail: bbroker@azdes.gov

**NOTICE OF PUBLIC INFORMATION**

**DEPARTMENT OF ECONOMIC SECURITY  
OFFICE OF LICENSING, CERTIFICATION, AND REGULATION**

[M09-29]

- 1. Name of the agency:** Department of Economic Security
- 2. Title and its heading:** 6, Economic Security
- Chapter and its heading:** 18, Department of Economic security – Office of Licensing, Certification, and Regulation
- Article and its heading:** 7, Life-Safety Inspection
- Section number:** R6-18-707
- 3. The public information relating to the listed Sections:**

This Notice of Public Information is in regards to a Notice of Proposed Rulemaking that was filed and published in the *Arizona Administrative Register* on 14 A.A.R. 2037, May 23, 2008. The Secretary of State file number for this notice is R08-149.

We hereby withdraw this Notice under Governor Memorandum, Regulatory Review Plan, dated January 22, 2009, and published in the 15 A.A.R. 241 (M09-19).
- 4. The following public hearings have been canceled due to the withdrawal of the Notice specified in item 3:**

Not applicable
- 5. The name, address, and telephone number of agency personnel to whom questions and comment on the Notice of Public Information may be addressed to:**

Name: Beth Broeker

Address: Department of Economic Security  
1789 W. Jefferson St., Site Code 837A  
Phoenix, AZ 85007

Telephone: (602) 542-6555

Fax: (602) 542-6000

E-mail: bbroker@azdes.gov

**NOTICE OF PUBLIC INFORMATION**

**DEPARTMENT OF HEALTH SERVICES  
FOOD, RECREATIONAL, AND INSTITUTIONAL SANITATION**

[M09-34]

- 1. Name of the Agency** Department of Health Services
- 2. Title and its heading:** 9, Health Services
- Chapter and its heading:** 8, Department of Health Services – Food, Recreational, and Institutional Sanitation
- Article and its heading:** 6, Camp Grounds
- Section numbers:** R9-8-601 through R9-8-608 and R9-8-611 through R9-8-617
- 3. The public information relating to the listed Sections:**

This Notice of Public Information is in regards to a Notice of Proposed Rulemaking that was filed and published in the *Arizona Administrative Register* on 14 A.A.R. 4232, November 14, 2008. The Secretary of State's file number for this Notice is R08-360.

The Department is withdrawing this Notice under Governor Memorandum, Regulatory Review Plan, dated January 22, 2009, and published in the 15 A.A.R. 241 (M09-19).
- 4. The following public hearings have been canceled due to withdrawal of the Notice specified in item 3:**

Not applicable
- 5. The name, address, and telephone number of agency personnel to whom questions and comments on the Notice of Public Information may be addressed to:**

Name: Kathleen Phillips, Administrative Counsel and Rules Administrator

Address: Department of Health Services  
Office of Administrative Counsel and Rules

Notices of Public Information

1740 W. Adams St., Suite 200  
Phoenix, AZ 85007

Telephone: (602) 542-1264  
Fax: (602) 364-1150  
E-mail: phillik@azdhs.gov

**NOTICE OF PUBLIC INFORMATION**  
**DEPARTMENT OF HEALTH SERVICES**  
**FOOD, RECREATIONAL, AND INSTITUTIONAL SANITATION**

[M09-35]

1. **Name of the agency:** Department of Health Services
2. **Title and its heading:** 9, Health Services
- Chapter and its heading:** 8, Department of Health Services – Food, Recreational, and Institutional Sanitation
- Article and its heading:** 7, Public Schools
- Section numbers:** R9-8-701 and R9-8-710

3. **The public information relating to the listed Sections:**

This Notice of Public Information is in regards to a Notice of Proposed Rulemaking that was filed and published in the *Arizona Administrative Register* in 14 A.A.R. 4382 on November 28, 2008. The Secretary of State file number for this notice is R08-398.

The Department is withdrawing this Notice under Governor Memorandum, Regulatory Review Plan, dated January 22, 2009, and published in the 15 A.A.R. 241 (M09-19).

4. **The following public hearings have been canceled due to the withdrawal of the Notice specified in item 3:**

Not applicable

5. **The name, address, and telephone number of agency personnel to whom questions and comments on the Notice of Public Information may be addressed to:**

Name: Kathleen Phillips, Administrative Counsel and Rules Administrator

Address: Department of Health Services  
Office of Administrative Counsel and Rules  
1740 W. Adams St., Suite 200  
Phoenix, AZ 85007

Telephone: (602) 542-1264

Fax: (602) 364-1150

E-mail: phillik@azdhs.gov

**NOTICE OF PUBLIC INFORMATION**  
**DEPARTMENT OF HEALTH SERVICES**  
**VITAL RECORDS AND STATISTICS**

[M09-36]

1. **Name of the agency:** Department of Health Services
2. **Title and its heading:** 9, Health Services
- Chapter and its heading:** 19, Department of Health Services – Vital Records and Statistics
- Articles and headings:** 4, Access to Records; Copies; Fees
- Section numbers:** R9-19-413

3. **The public information relating to the listed Sections:**

This Notice of Public Information is in regards to a Notice of Proposed Rulemaking that was filed and published in the *Arizona Administrative Register* in 14 A.A.R. 3887 on October 10, 2008. The Secretary of State file number for this notice is R08-319.

The Department is withdrawing this Notice under Governor Memorandum, Regulatory Review Plan, dated January 22, 2009, and published in the 15 A.A.R. 241 (M09-19).

4. **The following public hearings have been canceled due to the withdrawal of the Notice specified in item 3:**

Not applicable

Notices of Public Information

**5. The name, address, and telephone number of agency personnel to whom questions and comments on the Notice of Public Information may be addressed to:**

Name: Kathleen Phillips, Administrative Counsel and Rules Administrator  
Address: Department of Health Services  
Office of Administrative Counsel and Rules  
1740 W. Adams St., Suite 200  
Phoenix, AZ 85007  
Telephone: (602) 542-1264  
Fax: (602) 364-1150  
E-mail: phillik@azdhs.gov

**NOTICE OF PUBLIC INFORMATION**

**DEPARTMENT OF ENVIRONMENTAL QUALITY  
AIR POLLUTION CONTROL**

[M09-31]

- 1. Name of the agency:** Department of Environmental Quality  
**2. Title and its heading:** 18, Environmental Quality  
**Chapter and its heading:** 2, Department of Environmental Quality – Air Pollution Control  
**Articles and headings:** 1, General; 2, Ambient Air Quality Standards; Area Designations; Classifications  
**Section numbers:** R18-2-101, R18-2-201, R18-2-203, R18-2-216

**3. The public information relating to the listed Sections:**

This Notice of Public Information is in regards to a Notice of Proposed Rulemaking that was filed and published in the *Arizona Administrative Register* on 14 A.A.R. 4593, December 19, 2008. The Secretary of State file number for this notice is R08-413.

We hereby withdraw this Notice under Governor Memorandum, Regulatory Review Plan, dated January 22, 2009, and published in the 15 A.A.R. 241 (M09-19).

**4. The following public hearings have been canceled due to the withdrawal of the Notice specified in item 3:**

Not applicable

**5. The name, address, and telephone number of agency personnel to whom questions and comment on the Notice of Public Information may be addressed to:**

Name: Thomas C. Luch  
Address: Department of Environmental Quality – Air Quality Division  
1110 W. Washington St.  
Phoenix, AZ 85007  
Telephone: (602) 771-4480  
Fax: (602) 771-2366  
E-mail: tcl@azdeq.gov

**NOTICE OF PUBLIC INFORMATION**

**DEPARTMENT OF ENVIRONMENTAL QUALITY  
WATER QUALITY STANDARDS**

[M09-30]

- 1. Name of the agency:** Department of Environmental Quality  
**2. Title and its heading:** 18, Environmental Quality  
**Chapter and its heading:** 11, Department of Environmental Quality – Water Quality Standards  
**Article and its heading:** 4, Aquifer Water Quality Standards  
**Section numbers:** R18-11-401, R18-11-403, R18-11-404, R18-11-406, R18-11-407, R18-11-408

**3. The public information relating to the listed Sections:**

This Notice of Public Information is in regards to a Notice of Proposed Rulemaking that was filed January 16, 2009. The Secretary of State file number for this notice is R09-28.

Notices of Public Information

We hereby withdraw this Notice under Governor Memorandum, Regulatory Review Plan, dated January 22, 2009, and published in the 15 A.A.R. 241 (M09-19).

**4. The following public hearings have been canceled due to the withdrawal of the Notice specified in item 3:**

Not applicable

**5. The name, address, and telephone number of agency personnel to whom questions and comment on the Notice of Public Information may be addressed to:**

Name: Sean McCabe  
Address: Department of Environmental Quality – Water Quality Division  
1110 W. Washington St.  
Phoenix, AZ 85007  
Telephone: (602) 771-4600  
Fax: (602) 771-4834  
E-mail: mccabe.sean@azdeq.gov

**NOTICE OF PUBLIC INFORMATION**

**DEPARTMENT OF ENVIRONMENTAL QUALITY  
SOLID WASTE MANAGEMENT**

[M09-32]

**1. Name of the agency:**

Department of Environmental Quality

**2. Title and its heading:**

8, Environmental Quality

**Chapter and its heading:**

13, Department of Environmental Quality – Solid Waste Management

**Articles and headings:**

1, Reserved; 2, Solid Waste Definitions; 4, Reserved; 5, Reserved;  
6, Reserved; 7, Solid Waste Facility Plan Review Fees; 11, Collection,  
Transportation, and Disposal of Human Excreta; 18, Reserved;  
21, Municipal Solid Waste Landfills

**Section numbers:**

R18-13-101, R18-13-401, R18-13-402, R18-13-403, R18-13-404, R18-13-405, R18-13-406, R18-13-407, R18-13-408, R18-13-409, R18-13-410, R18-13-411, R18-13-412, R18-13-413, R18-13-501, R18-13-502, R18-13-503, R18-13-504, R18-13-505, R18-13-506, R18-13-507, R18-13-508, R18-13-509, R18-13-510, R18-13-511, R18-13-512, R18-13-513, R18-13-514, R18-13-515, R18-13-516, R18-13-517, R18-13-518, R18-13-519, R18-13-520, R18-13-601, R18-13-602, R18-13-603, R18-13-604, R18-13-605, R18-13-606, R18-13-607, R18-13-608, R18-13-609, R18-13-610, R18-13-611, R18-13-612, R18-13-613, R18-13-614, R18-13-615, R18-13-616, R18-13-617, R18-13-618, R18-13-619, R18-13-620, R18-13-621, R18-13-622, R18-13-623, R18-13-624, R18-13-625, R18-13-626, R18-13-627, R18-13-701, R18-13-701, R18-13-702, R18-13-702.1, R18-13-703, R18-13-704, R18-13-705, R18-13-706, R18-13-707, R18-13-707.01, R18-13-708, R18-13-709, R18-13-1102, R18-13-1103, R18-13-1106, R18-13-1112, R18-13-1116, R18-13-1117, R18-13-1801, R18-13-1802, R18-13-1803, R18-13-1804, R18-13-1805, R18-13-1806, R18-13-2101, R18-13-2102, R18-13-2103

**3. The public information relating to the listed Sections:**

This Notice of Public Information is in regards to a Notice of Proposed Rulemaking that was filed January 16, 2009. The Secretary of State file number for this notice is R09-25.

We hereby withdraw this Notice under Governor Memorandum, Regulatory Review Plan, dated January 22, 2009, and published in the 15 A.A.R. 241 (M09-19).

**4. The following public hearings have been canceled due to the withdrawal of the Notice specified in item 3:**

Date: March 10, 2009  
Time: 1:30 p.m.  
Location: Department of Environmental Quality  
1110 W. Washington St., Room 3175  
Phoenix, AZ 85007  
Nature: Oral Proceeding

**Notices of Public Information**

**5. The name, address, and telephone number of agency personnel to whom questions and comment on the Notice of Public Information may be addressed to:**

Name: Martha Seaman  
Address: Department of Environmental Quality – Waste Programs Division  
1110 W. Washington St.  
Phoenix, AZ 85007  
Telephone: (602) 771-2221  
Fax: (602) 771-4138  
E-mail: [seaman.martha@azdeq.gov](mailto:seaman.martha@azdeq.gov)